

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Larry Landmesser v Geraldine Landmesser**

Docket No. **267854**

L.C. No. **2003-676974 DO**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The claim of appeal is DISMISSED for lack of jurisdiction because the December 28, 2005 order is a postjudgment order that does not affect the custody of a minor. MCR 7.202(6)(a)(i), MCR 7.202(6)(a)(iii) and MCR 7.203(A)(1). MCR 7.202(6)(a)(iv) does not apply because that rule applies only to attorney fees and costs incurred while litigating a judgment to MCR 7.202(6)(a)(i) final order status. It does not pertain to attorney fees and costs incurred litigating postjudgment matters. As a result, appellant may challenge the order in question by filing a delayed application for leave to appeal under MCR 7.205.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB 08 2006
Date

Sandra Schultz Mengel
Chief Clerk